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9 IN THE UNITED STATES DISTRICT COURT

10 FOR THE NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

11

12 CLARENDON AMERICA INSURANCE  
COMPANY,

13 Plaintiff,

14 v.  
15 LEXINGTON INSURANCE COMPANY, and  
16 DOES 1-50, inclusive,

17 Defendant.

18

CASE NO.: 4:11-cv-00327 (JCS)

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**JOINT STIPULATION**

20 For all purposes including Trial reassigned to:  
Magistrate Hon. Joseph C. Spero, Courtroom A,  
15<sup>th</sup> Floor

21 Complaint Filed: November 30, 2010

22 Whereas the Court ordered this action dismissed in its entirety with prejudice on September  
23 27, 2001,

24 Whereas the Court conditioned its order of dismissal by adding that “if any party hereto shall  
25 certify to this Court, within ninety (90) days, with proof of service of a copy thereon to opposing  
26 counsel, that the agreed consideration for said settlement has not been delivered over, the foregoing  
27 Order shall stand vacated and this case shall forthwith be restored to the calendar to be set for trial,”

28 Whereas 90 days after September 27, 2011 falls on December 26, 2011, a holiday,

Whereas Defendant has advised that the agreed consideration for the settlement will not be delivered to Plaintiff by December 26, 2011, but shortly thereafter,

Plaintiff and Defendant, by and through their attorneys of record, hereby stipulate to extend

1 the period for notifying the Court that the agreed consideration for the settlement has not been  
2 delivered until January 3, 2012.

3 IT IS SO STIPULATED.

4 Dated: December 23, 2011

SELVIN WRAITH HALMAN LLP

9 Dated: December 23, 2011

BOORNAZIAN JENSEN & GARTHE

11 By: /s/ see attached signature page  
12 Alan Swerdlow  
13 Mitoshi Fujio-White  
14 Dated: Jan. 3, 2012  
15 Mitoshi Fujio-White  
16 Attorneys for Plaintiff  
17 Clarendon America Insurance Company



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16 Dated: Jan. 3, 2012